

HOUSE JOINT RESOLUTION 554

By Sexton

A RESOLUTION to deny coverage of certain emergency  
contraceptive measures.

WHEREAS, the Tennessee department of health operates a family planning program using federal Title X funds; and

WHEREAS, the TennCare program operates under a Section 1115 waiver from the Centers for Medicare and Medicaid Services in the United States Department of Health and Human Services pursuant to 42 U.S.C. 1315; now therefore

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that the Commissioners of the Department of Finance and Administration and the Department of Health be strongly urged to institute a policy whereby programs operated by both departments do not provide coverage for the emergency contraceptive pill, also known as “Plan B” or “the morning after pill”.

BE IT FURTHER RESOLVED, that if, in the opinion of the Commissioner of the Department of Finance and Administration, an amendment to the Section 1115 waiver is required to ensure compliance with federal law, the Commissioner is urged to submit an amendment within sixty (60) days of the passage of this resolution, to explicitly eliminate emergency contraception as a family planning service covered under any applicable TennCare waiver.

BE IT FURTHER RESOLVED, than if, in the opinion of the Commissioner of the Department of Health, the approval of the department of health and human services is required to ensure compliance with federal law, the Commissioner is urged to submit the appropriate documents or waiver requests for approval within sixty (60) days of the passage of this

resolution, to explicitly eliminate emergency contraception as a family planning service provided by the state of Tennessee department of health pursuant to Title X of the Public Health Service Act, 42 U.S.C. §§ 300-308.

BE IT FURTHER RESOLVED, that an appropriate copy of this resolution be prepared for presentation with this final clause omitted from such copy.